

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

SEPRACOR, INC.,)	
)	
Plaintiff,)	
)	C.A. No. 06-113-KAJ
v.)	
)	
DEY, L.P. and DEY, INC.,)	
)	
Defendants.)	

RULE 7.1 STATEMENT

Pursuant to Fed. R. Civ. P. 7.1 (a), the undersigned counsel for Defendants Dey, L.P. and Dey, Inc., certifies that:

Merck KGaA, which is a publicly traded corporation, is a parent of Dey, Inc. and Dey, L.P.

ASHBY & GEDDES

/s/ John G. Day

Steven J. Balick (I.D. #2114)
John G. Day (I.D. #2403)
Tiffany Geyer Lydon (I.D. #3950)
222 Delaware Avenue, 17th Floor
P.O. Box 1150
Wilmington, Delaware 19899
Telephone: (302) 654-1888
Fax: (302) 654-2067
sbalick@ashby-geddes.com
jday@ashby-geddes.com
tlydon@ashby-geddes.com

*Attorneys for Defendants
Dey, L.P. and Dey, Inc.*

Of Counsel:

Edgar H. Haug
Kimberly J. McGraw
FROMMER,LAWRENCE & HAUG, LLP
745 Fifth Avenue
New York, NY 10151

Dated: June 7, 2006
170240.1

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of June, 2006, the attached **RULE 7.1 STATEMENT** was served upon the below-named counsel of record at the address and in the manner indicated:

David E. Wilks, Esquire
Reed Smith LLP
1201 North Market Street
Wilmington, DE 19801

HAND DELIVERY

Jack M. Stover, Esquire
Buchanan Ingersoll Professional Corporation
One South Market Square
213 Market Street, 3rd Floor
Harrisburg, PA 17101

VIA FEDERAL EXPRESS

/s/ John G. Day

John G. Day